

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

JUSTIN GARDNER,

Petitioner,

vs.

STATE OF NEBRASKA,

Respondent.

8:18CV241

**MEMORANDUM
AND ORDER**

This matter is before me on correspondence from Petitioner Justin Gardner which I liberally construe as a motion. ([Filing No. 12.](#)) Petitioner seeks permission to engage in discovery and to consent to trial before a magistrate judge. ([Id. at CM/ECF p. 2.](#)) Upon careful consideration,

IT IS ORDERED that Petitioner's letter, construed as a motion, ([filing no. 12](#)) is denied.

Dated this 14th day of January, 2019.

BY THE COURT:

s/ Richard G. Kopf
Senior United States District Judge